

November 19, 2002

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**REQUEST FOR TERM EXTENSIONS FOR THREE (3) CABLE TELEVISION  
FRANCHISES GRANTED TO ADELPHIA COMMUNICATIONS CORPORATION  
IN THE LA HABRA HEIGHTS (ORD. NO. 86-0113F, AS AMENDED), MARINA  
DEL REY (ORD. NO. 83-0205F, AS AMENDED), AND WALNUT PARK (ORD. NO.  
85-0148F, AS AMENDED) UNINCORPORATED AREAS**

**(1<sup>st</sup> and 4<sup>th</sup> DISTRICTS) (3-VOTES)**

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Approve the amendments to Ordinance No. 86-0113F, as amended, Ordinance No. 83-0205F, as amended, and Ordinance No. 85-0148F, as amended, granting an extension of term for the Cable Television Franchises for the La Habra Heights, Marina del Rey, and Walnut Park unincorporated areas, through December 31, 2003.
2. Introduce, waive reading and place on your Board's Agenda for adoption the attached ordinances which implement the above recommendation.
3. Find these franchise term extensions are categorically exempt under the California Environmental Quality Act (CEQA) pursuant to Class 1, Section (e), of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, and Section 15061(b)(3) of the State CEQA Guidelines.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

Adelphia Communications Corporation ("Adelphia") currently provides cable television service to residents in the unincorporated areas of Los Angeles County, including the

La Habra Heights, Marina del Rey, and Walnut Park service areas. Adelphia has requested a renewal of the subject cable television franchises, which currently expire on December 31, 2002. The extension of the current franchise term through December 31, 2003 will allow Los Angeles County to negotiate the renewal of these franchises.

#### Implementation of Strategic Plan goals

Approval of this recommendation will assist in implementing the Department's Strategic Plan goals to place emphasis on service delivery and fiscal responsibility. This will ensure the continuation of statutory provided revenue for the County.

#### **FISCAL IMPACT/FINANCING**

There will be no cost to the County. These cable television franchises generate revenue to the County. Section 622 (b) of the Cable Act of 1984 (47 U.S.C. §542 (b)) gives a local franchising authority, such as the County, the right to collect franchise fees of no more than five percent (5%) of total gross revenues collected by a cable television franchisee over a 12-month period. The County is collecting the maximum allowable fees and the extensions of these cable television franchises will not effect the collection of these franchise fees.

#### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The Office of the County Counsel has reviewed the attached ordinances and approved them as to form.

#### **ENVIRONMENTAL DOCUMENTATION**

The term extension of these cable television franchises are categorically exempt under CEQA pursuant to Class 1, Section (e) of the Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, and Section 15061(b)(3) of the State CEQA Guidelines.

#### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

There will be no impact on current services.

**CONCLUSION:**

It is requested that the Executive Office-Clerk of the Board notify Mr. Laurence Windsor, Regional Government Affairs Manager, Adelphia Communications Corporation, 2939 Nebraska Avenue, Santa Monica, CA 90402, County Counsel, the Department of Public Works, the Auditor-Controller, and the Department of Consumer Affairs, Cable Television Franchising Division of the Board's action in this matter.

Respectfully submitted,

Pastor Herrera, Jr.  
Director

PHJ:FT:EL


Attachments (5)

c: Chief Administrative Officer  
Executive Officer, Board of Supervisors  
Auditor-Controller  
County Counsel  
Department of Public Works  
Internal Services Department

## ANALYSIS

This ordinance extends through December 31, 2003, a franchise to operate a cable television system or systems and to provide cable television service in the Universal City unincorporated area, granted by Ordinance No. 84-0225F, as amended, to Universal Studios, Inc.

LLOYD W. PELLMAN  
County Counsel

By   
LILLIAN D. SALINGER  
Deputy County Counsel  
Public Works Division

LDS:jn

11/7/02 (requested)

11/7/02 (revised)

**ORDINANCE NO. \_\_\_\_\_**

An ordinance extending through December 31, 2003, a franchise to provide cable television service in the Universal City unincorporated area, granted to Universal Studios, Inc.

The Board of Supervisors of the County of Los Angeles ordains as follows:

**SECTION 1.** Section 1 of Ordinance No. 84-0225F, as amended, is hereby amended to read as follows:

**Section 1.** Pursuant to section 53066 of the Government Code of the State of California, ~~the County of Los Angeles grants to Universal Studios, Inc., ("Franchisee")~~ through December 31, 2002, the right, privilege, and franchise is granted to Universal Studios, Inc. ("Franchisee"), through December 31, 2003, to construct, reconstruct, maintain, and to operate a Cable Television System (hereinafter called "System"); in the unincorporated Service Area of the County of Los Angeles, described in Section 2 below, and to construct, reconstruct, maintain, operate, renew, repair, and remove in this Service Area, radio and television signal transmission lines and cables and all appurtenances and/or service connections (hereinafter jointly referred to as "Facilities") which are necessary or convenient for the provision of a System. Said grant is subject to the faithful performance and observance by Franchisee of all the terms and conditions herein.

[Universal-Universal CityLS]